

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

VICTOR L. CANDELARIO,

Petitioner,

v.

RON VAN BOENING,

Respondent .

Case No. C08-5124BHS/KLS

ORDER DENYING
APPLICATION TO PROCEED
IN FORMA PAUPERIS

The Court, having reviewed the Report and Recommendation, Petitioner's application to proceed *in forma pauperis* and the remaining record, hereby finds and **ORDERS**:

- (1) the Magistrate Judge's Report and Recommendation is approved and adopted;
- (2) Petitioner's application to proceed *in forma pauperis* (Dkt. # 1) is **DENIED**; and
- (3) the Clerk is directed to send copies of this Order to Petitioner.

DATED this 9th day of April, 2008.



BENJAMIN H. SETTLE
United States District Judge